BILL NO. G-95-07- 28

GENERAL ORDINANCE NO.

12-22-95

 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Chapter 118: Festivals, of the City of Fort Wayne Code of Laws be amended as follows:

AN ORDINANCE AMENDING CHAPTER 118: FESTIVALS, OF THE CITY OF FORT WAYNE CODE OF LAWS.

### CHAPTER 118

#### **FESTIVALS**

#### GENERAL PROVISIONS

#### § 118.01 DEFINITIONS.

For the purpose of this code, the following definitions shall apply unless the context clearly indicates or requires a different meaning:

FESTIVAL. An event held for more than one day with a special title and conducted in one location or more, promoted to attract patrons from the City and surrounding communities, which is planned, named and executed under the total auspices of a not-for-profit organization.

FESTIVAL SPONSOR. An organization, association, individual or business which plans, names and administers a festival.

FESTIVAL POLICE OVERTIME EXPENSES. Direct expenses incurred by the City of Fort Wayne Police Department for compensation to police officers for overtime hours worked during a festival for protection of festival-related events and festival attenders.

OFFICIAL FESTIVAL EVENT. An event or activity sponsored
and/or promoted by the Festival Sponsor.

UNOFFICIAL FESTIVAL ACTIVITY. An event or activity open to the public during a Festival but which is sponsored by an organization, association, individual or business not affiliated with the Festival Sponsor.

# § 118.02 FESTIVAL-RELATED ACTIVITIES ON CITY-OWNED PROPERTY OR RIGHTS-OF-WAY, INCLUDING STREETS, SIDEWALKS AND ALLEYS.

Section 118.02 (D) of the City of Fort Wayne Code of Ordinances is amended as follows:

- D. <u>Police Department Cost Recovery</u>. All Festival Sponsors held partially or entirely on City-owned property or rights of way, including streets, sidewalks and alleys, shall be subject to the payment of user fees to the City of Fort Wayne for Festival Police Overtime Expenses according to the following terms:
  - Thirty (30) days prior to the commencement of an official festival event, the festival sponsor shall notify the City Police Department of the date and time the event will occur.
  - 2. The City of Fort Wayne shall not charge for the first one-hundred (100) hours of festival police overtime expenses during any Festival. The festival sponsor shall be billed and responsible for 25% of the police overtime expenses incurred by the City Police Department after the initial 100 hours of festival overtime expenses are reached. Notwithstanding the foregoing, in no event shall the festival sponsor be responsible for payment of festival police overtime expenses which exceed the total festival sponsor for the same festival in the previous calendar year, plus an additional 10%, regardless of the total amount of festival police

overtime expenses incurred by the City Police  $\label{eq:policy} \mbox{Department.}$ 

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- 3. The bill for festival police overtime expenses to be paid by the festival sponsor shall be presented to the festival sponsor by the Civil City Accounting Department within one (1) month after the conclusion of the festival.
- The festival must pay the festival police overtime expense bill no later than November 30 of the year in which the bill was incurred.
- 5. Festival sponsors who conduct a festival with a duration of one (1) day or less will be exempt from payment of festival police overtime expenses.
- 6. Before any barricade permit may be issued to the sponsor of a Festival subject to subdivision (2) above, the permit applicant must post a cash or surety bond in the amount determined by the City to be the equivalent of 25% of the additional police overtime incurred by the City during the same festival in the previous calendar year, unless such cash or surety bond is waived by the Board of Public Works.
- 7. If the Fort Wayne Police Department rents barricades to assist in traffic and crowd protection related to an Official Festival Event, even if the Festival Sponsor pays for no police overtime expenses, those barricade charges will be passed on to the Festival Sponsor. Similarly, if the Police Department rents barricades to assist in traffic and crowd protection related to an

 Unofficial Festival Activity, those barricade charges will be passed on to sponsor of the Unofficial Festival Activity. In the event that barricades are rented by the Police Department for use in an area directly between official and unofficial events, the costs for those barricades will be divided evenly among all adjacent sponsors.

SECTION 2. The invalidity of any section, sentence, clause, paragraph, part or provision of this Ordinance shall not affect the validity of any other section, sentence, clause, paragraph, part or provision of this Ordinance which can be given meaning without such invalid part or parts.

All Ordinances or parts of Ordinances and sections of the Municipal Code of the City of Fort Wayne in conflict herewith are hereby repealed.

SECTION 3. That this Ordinance shall be in full force and effect from and after its passage, and any and all necessary approval by the Mayor and due legal publication thereof.

Council Member

APPROVED AS TO FORM AND LEGALITY

J. TIMOTHY MCGAULAY, CAT ATTORNEY

Read the first time in full	and on motion by garage
title and referred to the Committee	and on motion by and the duly adopted, read the second time by a on familiary (and the ation) and Public Hearing to be held after world conference Room 12s. City-County
due legal notice, at the Compon Cou	nncil Conference Room 128, City-County , the, day
of, 19	, at o'clock M., E.S.T.
DATED: 7-25-95	SANDRA E. KENNEDY, CITY CLERK
need the third time in full	
Read the third time in full seconded by PASSED LOST by the following	and on motion by (Sanne), and duly adopted, placed on its passage. g vote:
AYES	NAYS ABSTAINED ABSENT
TOTAL VOTES	
BRADBURY	
EDMONDS	
GiaQUINTA	
HENRY	
LONG	· · · · · · · · · · · · · · · · · · ·
LUNSEY	
RAVINE	<u> </u>
SCHMIDT	
TALARICO	
DATED:	SANDRA E. KENNEDY, CITY CLERK
Passed and adopted by the G	Common Council of the City of Fort Wayne,
Indiana, as (ANNEXATION)	(APPROPRIATION) (GENERAL)
(SPECIAL) (ZONING)	ORDINANCE RESOLUTION NO. 19-22-95
on the 82 day of	august, 19 95
ATTEST:	(SEAL)
Sential E. Kennedy	Von (). Schmide
SANDRA E. KENNEDY, CITY CLERK	PRESIDING OFFICER
Presented by me to the May	or of the City of Fort Wayne, Indiana, on
the Ja day	of <u>Cengust</u> , 19 <u>95</u> , 100ck <u>O.</u> , M., E.S.T.
at the hour of//.30o	
	SANDRA E. KENNEDY, CITY CLERK
Approved and signed by me	this 10t day of Agust
19 95, at the hour of 9:00	
	PAUL HELMKE, MAYOR

## REPORT OF THE COMMITTEE ON

## REGULATIONS CLETUS R. EDMONDS - REBECCA J. RAVINE - CO-CHAIR ALL COUNCIL MEMBERS

WE, YOUR COMMI	TTEE ON	REGULATIO	ONS	_TO WH	OM WAS
REFERRED AN (C	RDINANCE)	(RESIDENTIALIZATION)_	amending Cha	pter 118	3:
Festivals, o	f the City of Fo	<u>rt Wayne Code of</u>	Laws		
HAVE HAD SAID AND BEG LEAVE (ORDINANCE)	TO REPORT BAC	K TO THE COMM	ON COUNCIL	NSIDER.	ATION AID
Link John James J. J. L. R.		PASS	ABSTAIN	NO	REC

DATED: 8-8-85



## The City of Fort Wayne

## Paul Helmke, Mayor

MEMO July 20, 1995

TO: Fort Wayne Common Council

FROM: Linda Buskirk, Director of Public Works

RE: Amendments to the festival ordinance (Chapter 118)

Last year, City Council approved an ordinance creating a mechanism for city government to recoup some of its expenses for Police Department overtime caused by Fort Wayne's major festival events. After living with the new law for one and a half "festival seasons", the City is proposing some fine-tuning of the ordinance.

11-95-01-28

The biggest change proposed at this time was suggested by the Three Rivers Festival organization. It would insure that a festival organization would not receive a festival fee bill far greater than its budget could anticipate. This allows festival organizations to budget in advance for police costs, based on their previous years' experience. This amendment reads, in part:

... in no event shall the festival sponsor be responsible for payment of festival police overtime expenses which exceed the total festival police overtime expenses billed to the festival sponsor for the same festival in the previous calendar year, plus an additional 10%, regardless of the total amount of festival police overtime expenses incurred by the city Police Department.

The City needs to be able to plan too. If the festivals receive additional protection from fees rising too fast, then the City needs to make sure it is not over-scheduling police officers to work festival events. To that end, we are proposing a new subsection under Section 118.02 which requires festival organizations to inform the Police Department about their scheduled events at least thirty days before those events occur.

The remainder of the amendments are efforts to clarify certain sections of the ordinance.

If you have any questions regarding these proposed changes, please contact me at 427-1109 or Safety Director Payne Brown at 427-1165. Thank you for your consideration of these changes.



### DIGEST SHEET

TITLE C	OF ORDINANCE GENERAL ORDINANCE
DEPARTM	MENT REQUESTING ORDINANCE BOARD OF PUBLIC WORKS
SYNOPSI	IS OF ORDINANCE AMENDS CHAPTER 118 - FESTIVALS
<u>♦</u> <u>MC</u>	ODIFIES THE BILLING METHODOLOGY TO FESTIVAL SPONSORS FOR
FE	ESTIVAL POLICE OVERTIME.
◆ FE	ESTIVAL SPONSORS WILL BE REQUIRED TO NOTIFY THE POLICE
DE	EPARTMENT 30 DAYS BEFORE THE FESTIVAL EVENT.
_	
_	
EFFECT	OF PASSAGE FESTIVAL POLICE OVERTIME BILLING METHODOLOGY IS
APPROVE	ED.
EFFECT	OF NON-PASSAGE FESTIVAL POLICE OVERTIME BILLING METHODOLOGY
REMAINS	S THE SAME.
MONEY I	INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS)
ASSIGNI	ED TO COMMITTEE (PRESIDENT)



### THE CITY OF FORT WAYNE

CITY-COLINTY BUILDING . ROOM 122 . FORT WAYNE, INDIANA 46802 . 219-427-1221

SANDRA E. KENNEDY, CITY CLERK

August 11, 1995

Ms. Connie Lambert Fort Wayne Newspapers, Inc. 600 West Main Street Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the dates of August 16 and August 23, 1995, in both the News Sentinel and Journal Gazette.

> RE: Legal Notice for Common Council. of Fort Wayne, IN

> > General Ordinance No. G-22-95 Amending Chapter 118: Festivals

Please send us 3 copies of the Publisher's Affidavit from both newspapers.

Thank you. '

Sincerely yours.

Lea E. Kennedy Sandra E. Kennedy City Clerk

SEK/ne ENCL: 1

## LEGAL NOTICE

Not	ice is hereby given t	hat on the	e8th	day	of
	August ,	1995	_, the Common	Council of	the City
of	Fort Wayne, Indiana,	in a Reg	jular	Session	did pass
the	following Bill No	G-95-07-	-28 General		
ord	inance No. G-22-9	5	to-wit:		
2			NCE AMENDING	CITA DIEED	
3		118: FEST	IVALS, OF THE CODE OF LAWS	CITY OF	
4 5	NOW, 1	THEREFORE,	BE IT ORDAIN	ED BY THE COM	MON COUNCI
6	OF THE CITY OF	FORT WAYNE	, INDIANA:		
7					
8	SECTI	ON 1. Th	at Chapter 1	18: Festiv	als, of th
9	City of Fort Wa	yne Code c	of Laws be am	ended as fol	lows:
0		9	CHAPTER 118		
1	The second secon		FESTIVALS		
2		GENE	ERAL PROVISIO	NS	
3	§ 118.01 DEFIN	ITIONS.			
14	For the pu	rpose of t	his code, th	e following	definition
15	shall apply unl	ess the co	ontext clearl	y indicates	or require
16	a different mea	ning:			
17	FESTIVAL. An e	vent held	for more than	one day wit	h a specia
18	title and cond	ucted in	one location	or more,	promoted t
19	attract patrons	from the	City and s	urrounding o	communities
20	which is planne	d, named a	nd executed u	under the tot	al auspice
21	of a not-for-pr	ofit organ	nization.		
22					
23	FESTIVAL SPONSO	R. An orga	nization, as	sociation, i	ndividual c
24	business which	plans, nam	mes and admin	isters a fea	stival.
25					
26	FESTIVAL POLICE	OVERTIME	EXPENSES. D	irect expens	ses incurre
27	by the City of	Fort Wayne	e Police Depa	rtment for	compensatio
28	to police offic	ers for ove	ertime hours	worked durin	g a festiva
29	for protection	of fest	tival-related	events a	nd festiva
30	attenders.				
31					
32	OFFICIAL FESTI	VAL EVENT	. An event	or activit	y sponsore
	and/or promoted	by the F	estival Spons	or.	

UNOFFICIAL FESTIVAL ACTIVITY. An event or activity open to the public during a Festival but which is sponsored by an organization, association, individual or business not affiliated with the Festival Sponsor.

# § 118.02 FESTIVAL-RELATED ACTIVITIES ON CITY-OWNED PROPERTY OR RIGHTS-OF-WAY, INCLUDING STREETS, SIDEWALKS AND ALLEYS.

Section 118.02 (D) of the City of Fort Wayne Code of Ordinances is amended as follows:

- D. <u>Police Department Cost Recovery</u>. All Festival Sponsors held partially or entirely on City-owned property or rights of way, including streets, sidewalks and alleys, shall be subject to the payment of user fees to the City of Fort Wayne for Festival Police Overtime Expenses according to the following terms:
  - Thirty (30) days prior to the commencement of an official festival event, the festival sponsor shall notify the City Police Department of the date and time the event will occur.
  - 2. The City of Fort Wayne shall not charge for the first one-hundred (100) hours of festival police overtime expenses during any Festival. The festival sponsor shall be billed and responsible for 25% of the police overtime expenses incurred by the City Police Department after the initial 100 hours of festival overtime expenses are reached. Notwithstanding the foregoing, in no event shall the festival sponsor be responsible for payment of festival police overtime expenses which exceed the total festival police overtime expenses billed to the festival sponsor for the same festival in the previous calendar year, plus an additional 10%, regardless of the total amount of festival police

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overtime expenses incurred by the City Police Department.

- 3. The bill for festival police overtime expenses to be paid by the festival sponsor shall be presented to the festival sponsor by the Civil City Accounting Department within one (1) month after the conclusion of the festival.
- 4. The festival must pay the festival police overtime expense bill no later than November 30 of the year in which the bill was incurred.
- Festival sponsors who conduct a festival with a duration of one (1) day or less will be exempt from payment of festival police overtime expenses.
- 6. Before any barricade permit may be issued to the sponsor of a Festival subject to subdivision (2) above, the permit applicant must post a cash or surety bond in the amount determined by the City to be the equivalent of 25% of the additional police overtime incurred by the City during the same festival in the previous calendar year, unless such cash or surety bond is waived by the Board of Public Works.
- 7. the Fort Wayne Police Department rents assist in traffic barricades to crowd protection related to an Official Festival Event, even if the Festival Sponsor pays for no police overtime expenses, those barricade charges will be passed on to the Festival Sponsor. Similarly, if the Police Department rents barricades to assist in traffic and crowd protection related to an

Unofficial Festival Activity, those barricade charges will be passed on to sponsor of the Unofficial Festival Activity. In the event that barricades are rented by the Police Department for use in an area directly between official and unofficial events, the costs for those barricades will be divided evenly among all adjacent sponsors.

SECTION 2. The invalidity of any section, sentence, clause, paragraph, part or provision of this Ordinance shall not affect the validity of any other section, sentence, clause, paragraph, part or provision of this Ordinance which can be given meaning without such invalid part or parts.

All Ordinances or parts of Ordinances and sections of the Municipal Code of the City of Fort Wayne in conflict herewith are hereby repealed.

SECTION 3. That this Ordinance shall be in full force and effect from and after its passage, and any and all necessary, approval by the Mayor and due legal publication thereof.

Council Member

Rebecca J. Ravine

Read the third time in full and on motion by Ravine, and duly adopted, placed on its passage. PASSED BY THE FOLLOWING VOTE:

AYES: Six

Bradbury, GiaQuinta, Henry, Ravine, Schmidt, Talarcio

NAYS: None ABSENT: Three -- Edmonds, Long, Lunsey

ABSTAINED: None

DATED: 8-8-95

Sandra E. Kennedy City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-22-95 on the 8th day of August, 1995

ATTEST:

SEAL

Sandra E. Kennedy City Clerk

Don J. Schmidt Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of August, 1995, at the hour of 11:30 o'clock A.M., E.S.T.

> Sandra E. Kennedy City Clerk

Approved and signed by me this 10th day of August, 1995, at the hour of 9:00 o'clock A.M., E.S.T.

> Paul Helmke Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify
that the above and foregoing is a full, true and complete copy of
General Ordinance No. G-22-95 ,
passed by the Common Council on the8thday of
August , 19 95 , and that said Ordinance was
duly signed and approved by the Mayor on theday of
August , 19 95 , and now remains on file and
on record in my office.
WITNESS my hand, and the official seal of the City of Fort Wayne,
Indiana, this
SEAL SANDRA E. KENNEDY, CITY CLERK

LEGAL NOTICE Notice is hereby given that on the 8th day of August,	d of Accounts	General Form No. 99P (Re	vised 1987)
199b, the Common Council of the City of Fort Wayne, Indiana, in a Reguler Session did pass the following Bill No. G-95-07-28 General Ordinance No.	To:	The Journal-Gazette	Dr.
G-22-95 to-wit: AN ORDINANCE AMENDING CHAPTER 118: FES- TIVALS, OF THE CITY OF FORT WAYNE CODE OF	it)	P.O. Box 100 Fort Wayne, IN	
NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT	ounty, Indiana		
SECTION 1. That Chapter 118: Festivals, of the City of Fort Wayna Code of Laws be amended as follows: CHAPTER 118 FESTIVALS GENERAL PROVISIONS 118.01 DEFINITIONS	PUBLISHER	'S CLAIM	
shall apply unless the context clearly indicates or re-			
and executed under the total auspices of a not-for- profit organization.	xceed two actual lines, neither of f type in which the body of the a s	f which shall total dvertisement is set) ————————————————————————————————————	
FESTIVAL SPONSOR. An organization, association, individual or business which plans, names and ad-			
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tivity open to the public during a Festivel but which is	tice		
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of the Municipal Code of the City of Fort Wayne in conflict herewith are hareby repealed. SECTION 3. That this Ordinanca shall be in full force	) ss: Allen County )		
all necessary approval by the Mayor and due legal publication thereof.  Rabecca J. Ravina.  Council Member.	Personally appeared before me	e, a notary public in and for said county and sta	ate, the
Council Member Read the third time in full and on motion by Ravine, and duly adopted, placed on ita passage. PASSED BY THE FOLLOWING VOTE:	undersigned JULIE L ROH	YANS who, being duly sworn, says the	hat he/
AYES: Six Bradbury, GlaQuinta, Henry, Ravina, Schmidt, Talercio	she is <u>Clerk</u> of the		
NAYS: None ABSENT: Three Edmonds, Long, Lunsey ABSTAINED: None DATED: 8-8-95 Sandra E. Kennedy		shed in the English language in the (city) (to and county aforesaid, and that the printed	
Passad and adopted by the Common Council of tha City of Fort Wayne, Indiana, as General Ordinanca No. G-22-95 on the 8th day of August, 1995		opy, which was duly published in said par	er for
ATTEST: Sandra E. Kennedy Don J. Schmidt City Clerk Presiding Officer		ne dates of publication being as follows:	to in
Presented by me to the Mayor of the City of Fort Wayne, Indiene, on the 9th day of August, 1995, at the hour of 11:30 o'clock A.M., E.S.T., Sandra F. Kennady	8-1	CEEL-17-1	
City Clerk Approved end signed by ma this 10th day of August, 1995, at the hour of 9:00 o'clock A.M., E.S.T.	1,100	We at a surface to see	We
Hermice Meyor  I, The Clerk of the City of Fort Wayna, Indiana do haraby cartify that the above and foregoing is a full.	Subscribed and sworn to before	me this 23rd day of Aug 19	2
true and complete copy of General Ordinance No. G-22-95, passed by the Common Council on the 8th day of August, 1995, and that said Ordinance was	- <u>-</u>	Notary Public	
day of August, 1995, and now ramains on file and on record in my office. WITNESS my hand, and the official seal of the City	My commission expires: NOT	MARY LABOSON ARY PUBLIC STATE OF INDIANA	100
WITNESS my hand, and the official seal of the City of Fort Weyns, Indiana, this 10th day of August, 1995. Sandra E. Kennedy, City Clerk	мү	COMMISSION EXP JUNE 14,1999	

FW COMMON COL	State Board of Accounts	To.	General Form No. 99P (Revised I The Journal-Gazette
	mental Unit)	То:	P.O. Box 100
ALLEN	Count I "		Fort Wayne, IN
ALLEN	County, Indiana		
	P	UBLISHER'S CI	LAIM
LINE COUNT			
Display Matter ( more than four se number of equ	Must not exceed two actual li olid lines of type in which the	nes, neither of which body of the adverti	ch shall total isement is set)
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159 lines,_	1columns wide equa	alsequiv	valent lines
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Pursuant to the	provisions and penalties of Ch	napter 155, Acts 195	53,
I hereby certify	that the foregoing account is	just and correct, th	nat the amount
claimed is legall same has been pa	y due, after allowing all just	credits, and that	no part of the
			Julie allohyans
Date:AUG	, 19 _ 95	Title:	Clerk
DateAut	, 10		
	PUI	BLISHER'S AFFI	IDAVIT
1	State of Indiana )		
	A.L.HVIA	) ss:	
8 6/	Allen County	)	•
LEGAL NOTICE tice is hereby given that on the 8 35, the Common Council of t	th day of August Personally appear	red before me. a not	otary public in and for said county and state, the
tice is hereby given thet on the 8i 95, the Common Council of t lyne, Indiene, in e Reguler Sess owing Bill No. G-95-07-28 Gener 22-95 to-wir	he City of Fort		who, being duly sworn, says that he/
22-95 to-wit: ORDINANCE AMENDING CHA ALS, OF THE CITY OF FORT W.		of the	The Journal-Gazette newspaper of general
WS	MINED BY THE circulation printe	ed and published in	in the English language in the (city) (town) of
TION 1. That Chepter 118: Fest	ivels, of the City	in state and	county aforesaid, and that the printed matter
CHAPTER 118 FESTIVALS GENERAL PROVISION	attached hereto		which was duly published in said paper for
the purpose of this code, the folial epply unless the context clearly		, the date	es of publication being as follows:
		8-16-23-	-1995
TIVAL. An event held for more the peciel title and conducted in a serior patrons frounding communities, which is a		1/ 1/ ~ /	A R. L
executed under the total euspic it organization. TIVAL SPONSOR, An organizati	om the City end	) ashill	A DNIAM A
	ne of a not fee	Julie	in standard and
sters a festival.  TIVAL POLICE OVERTIME FOR	ses of e not-for- on, essocietion. Subscribed and sw	orn to before me th	his 23rd day of Aug 18 48
violate or business which plens, sters a festival.  TIVAL POLICE OVERTIME EXP inses incurred by the City of For artment for compensation to portions bours worked state.	ses of e not-for- on, essocietion. Subscribed and sw	vorn to before me this	Muy Ellison
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Form Prescribed by State Bo	ard of Accounts		General Form No. 99P (Revised 1987) The News-Sentinel
FW COMMON COUNCIL (Governmental U	Init)	To: _	Dr.
	County, Indiana		P.O. Box 100 Fort Wayne, IN
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Notice is hereby given that on the 8th day of August, 1995, the Common Council of the City of Fort Weyne, Indiane, in a Regular Session dut pass the following Bill No. G-95-07-26 General Ordnence No.	Festivel sponsors who conduct e fe duration of one (1) dey or less will be peyment of festivel police overtime exper	estival with a exempt from enses.	
	<ol> <li>Before eny barricede parmit may be sponsor of the Festival subject to sub above, the permit epplicant must po-</li> </ol>	issued to the adivision (2) st a cash or	
AN ORDINANCE AMENDING CHAPTER 118: FES- TIVALS, OF THE CITY OF FORT WAYNE CODE OF LAWS NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT	2.5 ame.  5. Falles exercises with contact a 1 strained country of the will be grown to the contact a 1 strained country of the will be grown to the testing of the will be grown to the testing of the property of the Petitival Budget 1 is set above, the permit of policy of the petitival budget	litional police e same festi- such cash or	1953,
COMIGNO COURCIL OF THE COTY OF FORT THE COTY OF	7. If the Fort Wayne Police Department cades to establish in traffic and crowd pro-	tublic Works.	, that the amount
CHAPTER 118 FESTIVALS GENERAL PROVISIONS	Sponsor pays for no police overtime exp barricade charges will be passed on to Sponsor. Similarly, if the Police Depe	oenses, those the Festival ertment rents	nat no part of the
118.01 DEFINITIONS For the purpose of this code, the following definitions shell apply unless the context clearly indicates or re-	barricades to assist in traffic and crow related to an Unofficial Festivel Activity cede cheres will be passed on to sp	yd protection , those barri- ionsor of the	July Xlayars
FESTIVAL. An event held for more then one day with a special title and conducted in one location or more, promoted to attract patrons from the City and	cades are rented by the Police Departm an area directly between official a events, the costs for those barricedes w	ent for use in nd unofficial vill be divided	Clerk
surrounding communities, which is planned, named and executed under the total auspices of a not-for- profit organization.	evenly among all adjacent sponsors. SECTION 2. The invalidity of any section clause, peragraph, part or provision	on, sentence, of this Ordi-	
restrival sponson, an organization, association, individual or business which plens, names end ad- ministers e festival. FESTIVAL POLICE OVERTIME EXPENSES. Direct	nance shall not effect the validity of ar- tion, sentence, clause, peragraph, part of this Ordinance which can be given in out such invalid part or parts.	or provision neaning with-	FFIDAVIT
expenses incurred by the City of Fort Weyne Police Department for compensation to police officers for overtime hours worked during a festival for protec-	All Ordinances or parts of Ordinances of the Municipal Code of the City of F conflict herewith are hereby repealed.	and sections ort Wayne in	
tion of testival-related events and testival attenders.  OFFICIAL FESTIVAL EVENT. An event or activity sporsored and/or promoted by the Festival Sponsore.	and effect from end efter its pessage, all nacessary approval by the Mayor a publication benefit	and any and and due legal	
UNOFFICIAL FESTIVAL ACTIVITY. An event or ac- tivity open to the public during a Festival but which is sponsored by an organization, association, individual	publication thereof.  Rebe Coo Reed the third time in full and on motic and duly adopted, placed on its passe BY THE FOLLOWING VOTE: AYES: 5xx Bradbury, GiaQuinta, Henry, Ravin Talarcio	cca J. Ravine uncil Member on by Revine,	111 16 11 1 1 1 1
or business not attributed with the Festival Sponsor.  118.02 FESTIVAL-RELATED ACTIVITIES ON CITY- OWNED PROPERTY OR RIGHTS-OF-WAY, IN-	BY THE FOLLOWING VOTE:  AYES Six  Bradhury GiaQuinta Hanny Proin	ge. PASSED	notary public in and for said county and state, the  who, being duly sworn, says that he/
Section 118.02 (D) of the City of Fort Wayne Code of Ordinances is amended as follows:  D. Police Department Cost Recovery. All Festival	Talarcio NAYS: None ABSENT: Three – Edmonds, Long, Luna ABSTAINED: None DATED: 8-8-95 Sendri	sev	The News-Sentinel newspaper of general
Sponsors held pertially or entirely on City-owned property or rights of wey, including streets, side- walks and alleys, shall be subject to the peyment of	NAYS: Note ABSENTION AND ASSENTION A	a E. Kennedy City Clerk	d in the English language in the (city) (town) of
Overtime Expenses according to the following terms:  1. Thirty (30) days prior to the commencement of an efficiel technology.	Pessed and adopted by the Common C City of Fort Wayne, Indiane, es Gener No. G-22-95 on the 8th dey of August, 1	al Ordinance 1995	id county aforesaid, and that the printed matter
fify the City Police Department of the date and time the event will occur.  2. The City of Fort Wayne shall not cherge for the	Sandra E. Kennedy Do City Clerk Pre Presented by me to the Mayor of the	on J. Schmidt siding Officer City of Forf	, which was duly published in said paper for fates of publication being as follows:
first one-hundred (100) hours of festivel police over- time expenses during any Festival. The festival spon- sor shall be billed end responsible for 25% of the notice overtime expenses incurred by the City Police.	Wayne, Indiana, on the 9th day of Aug the hour of 11:30 o'clock A.M.,E.S.T. Sendor	e E. Kennedy	3-16-23-1995
CFECUAL ESTIVAL EVENT An event or activity of the CFECUAL ESTIVAL EVENT An event or activity come to the control of the CFECUAL ESTIVAL ACTIVITY. An event or activity come to the public during a Festival but where the control of the CFECUAL ESTIVAL ESTIV	No. G-22-95 on the 8th dey of August. T ATTEST: Sandra E. Kennedy Conc.	ay of August, S.T. Paul Helmke Mayor	alolyans
expenses billed to the testival sponsor for the same festival in the previous calendar year, plus an addi- tional 10%, regerdless of the total emount of testival golice overtime expenses incurred by the City Polica.	I, Tha Clerk of the City of Fort Wayns hereby certify that the above end foreign rus and complete copy of General Or C-22-95, passed by the Common Coun duly signed and approvad by the Meyo day of Jagust, 1995, end now remains record in my office. WITNESS my hand, and the official se of 1995.	a, Indiana do joing is a full, rdinence No. cil on the 8th	this23rd_day ofAU6 1995
Department.  3. The bill for testival police overtime expenses to ba paid by the festival sponsor shall be presented to the testival sponsor by tha Chill City Accounting Department within one (1) month after the conclusion of	day of August, 1995, end that said Or duly signed and approvad by the Meyor day of August, 1995, end now remains of	r on the 10th on file and on	Mux Ellian
restival sponsor by the Civil City Accounting begar- ment within one (1) month after the conclusion of the testival.  4. The festival must pay the festival police ovarriers expense bill no later than November 30 of the year in which the bill wes incurred.	WITNESS my hand, and the officiel sec of Fort Wayne, Indiana, this 10th day 1995.	al of the City y of August,	MARY L ADKISON Notary Public
expense bill no later than November 30 of the year in which the bill was incurred.	8-16-23 Sandra E. Kenner	dy, City Clerk #916674	Y PUBLIC STATE OF INDIANA ALLEN COUNTY MMISSION BUP JUNE 14,1997

			General Form No. 99P (I The News-Sentinel	
FW_COMMON_COL	JNCIL nental Unit)	To:	P.O. Box 100	
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